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**FACSIMILE****Date** 05/27/04 8:55 AM**Number of pages including cover sheet** 2**TO:** Irene Marx  
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45433-7109**Phone** (937)-255-5052**Fax Phone** (937)-255-3733**E-mail** charles.bricker@wpafb.af.mil**OFFICIAL****REMARKS:** ☐ Urgent ☐ For your review ☐ Reply ASAP ☐ Please Comment

For your information in application serial no 10/076,383, filed 02/19/2002, the ATCC receipt for JS45.

I, too, could not access PTA-3972, as well as other known PTA-xxxx's, at the ATCC site.

# ATCC

10801 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745

## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

#### RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

U.S. Air Force, Air Force Research Laboratory, MLQ  
Attn: Shirley F. Nishino  
139 Barnes Drive, Ste. 2  
Tyndall AFB, FL 32403-5323

Deposited on Behalf of: U.S. Air Force, Air Force Research Laboratory, MLQ

Identification Reference by Depositor:  
Pseudomonas pseudoalcaligenes: JS-45

Patent Deposit Designation  
PTA-3972

The deposit was accompanied by: ☐ a scientific description ☐ a proposed taxonomic description indicated above.

The deposit was received January 10, 2002 by this International Depository Authority and has been accepted.

AT YOUR REQUEST: ☒ We will inform you of requests for the strain for 30 years.

The strain will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested February 22, 2002. On that date, the culture was viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

  
Marie Harris, Patent Specialist, Patent Depository

Date: February 26, 2002

cc: Charles E. Bricker  
(Ref: Docket or Case No.: 09/664974 AFD399)

ATTACHMENT A